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SALUS POPULI SUPREMA LEX ESTO

"The welfare of the people shall be the supreme law."



ROBIN CARNAHAN
SECRETARY OF STATE

MISSOURI
REGISTER

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1039-1040). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. One (1) written comment was received and no one testified with regard to this rule at the hearing.

COMMENT: Lewis Mills, on behalf of the Office of the Public Counsel, commented that the commission's administrative structure should provide for administration of staff counsel independent of the general counsel. He also stated that although section (21) refers to the "advocacy functions" of the staff counsel's office and the representation of "the staff," the rule does not define "staff" nor does it define the purpose of the advocacy function.

RESPONSE AND EXPLANATION OF CHANGE: In order to sep-

arate the attorneys representing the commission staff from the commission for purposes of avoiding *ex parte* contacts on substantive matters before the commission, the office of the staff counsel was created by the commission. In addition, the commission amended this rule to provide that separation formally. The commission determined in that reorganization that its general counsel should be responsible for the administrative functions of the staff counsel's office. Because this was an administrative function of the commission, the organizational structure and job duties of the commission staff do not need to be set out as a rule, and the commission declines to do so any further than is needed for informational purposes. Further, "commission staff" is defined in section (5) and the "advocacy functions" mentioned in section (21) are generally defined as the representation of staff in proceedings before the commission. For consistency, however, the commission will change "staff of the commission" to "commission staff" in section (21).

4 CSR 240-2.010 Definitions

(21) Staff counsel means any attorney employed to represent the commission staff in proceedings before the commission. For administrative purposes only, the staff counsel's office is considered part of the general counsel's office, and the chief staff counsel reports to the general counsel. However, the staff counsel's office performs its advocacy functions independently, under the direction of the chief staff counsel in consultation with the executive director and the directors of the operations and utility services divisions.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission adopts a rule as follows:

4 CSR 240-2.025 Commission Address and Business Hours is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1041). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended May 16, 2011, and a public hearing was held on May 19, 2011. No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.300 and 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.030 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1041-1043). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. The commission received one (1) written comment on the rule.

COMMENT: Lewis Mills with the Office of the Public Counsel commented that the types of documents that may be requested should remain in the rule for informational purposes.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that a list of some of the documents that can be requested may be helpful to the general public. The commission adds that information back into section (2).

4 CSR 240-2.030 Records of the Commission

(2) Copies of public records (for example, official documents, pleadings, transcripts, briefs, and orders) may be requested from the secretary of the commission. Any such request shall be made in writing.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.040 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1044). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments about the rule were received.

COMMENTS: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, jointly filed written comments. Lewis Mills, on behalf of the Office of the Public Counsel, also filed written comments. The commenters pointed out an error in the second sentence of section (4). That sentence still refers to “such application” even though the commission removed the requirement for an application.

RESPONSE AND EXPLANATION OF CHANGE: The commission will correct the error in section (4).

4 CSR 240-2.040 Practice Before the Commission

(4) An eligible law student certified under Missouri Supreme Court Rule 13 may appear before the commission as an attorney. The student must comply with any applicable rules or statutes.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission rescinds a rule as follows:

4 CSR 240-2.045 Electronic Filing is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1044). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended May 16, 2011, and a public hearing was held on May 19, 2011. No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.050 Computation of Time is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1045). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended May 16, 2011, and a public hearing was held on May 19, 2011. No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.250 and 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1045–1046). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. One (1) written comment was received.

COMMENT: Lewis Mills, on behalf of the Office of the Public Counsel, commented that the term “purchaser” should be kept in the rule in order to avoid any arguments that a purchaser is not a necessary party.

RESPONSE AND EXPLANATION OF CHANGE: The commission will add the term “purchaser” back in to section (3) to avoid any misinterpretations.

4 CSR 240-2.060 Applications

(3) If the purchaser or any other necessary party to a transaction for which approval is sought under the provisions of 4 CSR 240-3.110, 4 CSR 240-3.115, 4 CSR 240-3.210, 4 CSR 240-3.215, 4 CSR 240-3.310, 4 CSR 240-3.315, 4 CSR 240-3.405, 4 CSR 240-3.410, 4 CSR 240-3.520, 4 CSR 240-3.525, 4 CSR 240-3.605, or 4 CSR 240-3.610 is not subject to the jurisdiction of the commission, but will be subject to the commission’s jurisdiction after the transaction, the purchaser or other necessary party must comply with these rules.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.250 and 386.410, RSMo 2000, and section 392.420, RSMo Supp. 2010, the commission adopts a rule as follows:

4 CSR 240-2.062 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1046–1050). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed rule was held May 19, 2011, and the public comment period ended May 16, 2011. One (1) written comment was received.

COMMENT: The staff of the commission submitted a comment with suggestions for amending this rule. Staff suggested that section (1) and section (2) should be amended to give telecommunications companies specific instructions for how to make their filings under this rule. In addition, staff recommended adding a statement to sections (1), (2), and (3) which would require an affirmative statement that the companies had reviewed their contact information on file with the commission. Staff also recommended that section (2) be amended to reflect that for certain types of companies no notice is required and a clarification to section (3) regarding when notice is required. Staff suggested that subsection (3)(B) should be deleted as that form is not used for name changes. And finally, staff recommended that section (4) be deleted because it is confusing. Staff attached a draft of the

rule with its suggested changes including changes to the title of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with most of staff’s suggestions and will make changes to the title of the rule, section (1), subsection (1)(C), section (2) and section (3). The commission will also add subsection (1)(E), create a new section (3), and renumber section (4) to reflect these changes. The commission disagrees with staff’s changes to the rule which would require name changes to only be filed in the electronic filing and information system (EFIS). First, the commission will leave the ability to file by submitting the required information in paper at the commission’s offices. Second, because technology changes rapidly and internal procedures utilizing that technology may also change it is not the best practice to require a specific method of electronic filing for a name change. The most important goal of this rule is for the commission to get notice that the companies have changed their name. Thus, the commission declines to make those specific changes. Finally, the commission will not delete section (4) as many filings at the commission specifically require an attorney under the rules. Therefore, it is less confusing to state that it is the commission’s interpretation that an attorney is not required to submit these notices.

4 CSR 240-2.062 Required and Permitted Notices for Telecommunications Companies and IVoIP or Video Service Providers that Reorganize or Change Names

(1) A telecommunications company that changes its name shall notify the commission of its name change. The notice shall include:

(C) A copy of the notice sent to customers to inform them of the name change before or with the next bill after any name change;

(D) An adoption notice and revised tariff title sheet reflecting the new name, to be effective ten (10) days after the filing thereof. The adoption notice shall be substantially as follows: “The (name of telecommunications company) hereby adopts, ratifies, and makes its own, in every respect as if the same had been originally filed by it, all tariffs filed with the Public Service Commission, State of Missouri, by the (name of telecommunications company) prior to (date).”; and

(E) A statement that the company has reviewed its contacts in the electronic filing and information system (EFIS) and that they have been updated to reflect the reorganization.

(2) A telecommunications company that reorganizes in such a way that its name, certificate(s), and tariff(s) remain unchanged is under no obligation to notify the commission of the reorganization. A telecommunications company that reorganizes through a merger, asset sale, etc. may notify the commission of the mechanics of the reorganization by submitting a written notice either in paper form or as a non-case related filing in EFIS and indicating that the matter is a merger or reorganization.

(3) Notwithstanding section (2) above, notification is mandatory in the following instances:

(A) If the company changes its name or adopts a fictitious name, it shall provide all of the information required in section (1) above;

(B) If the reorganized company will no longer need any certificates or tariffs, it shall request that the commission cancel them; and

(C) If notice is required under subsections (3)(A) or (3)(B), it shall be accompanied by a statement that the company has reviewed its contacts in EFIS and that they have been updated to reflect the reorganization.

(4) A provider of video service or interconnected voice over Internet protocol (IVoIP) service that changes its name shall notify the commission of that change. Notice may be made by one (1) of the following methods:

(A) Notify the commission as set forth in section (1) above; or

(B) Submit a revised application form and a statement that the

company has reviewed its contacts in EFIS and that they have been updated to reflect the reorganization.

(5) Notwithstanding any other provision of Chapter 2 and Chapter 3 of these rules, items required by this rule may be submitted by a nonattorney.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.065 Tariff Filings Which Create Cases is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1051). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended May 16, 2011, and a public hearing was held on May 19, 2011. No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.070 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1051–1053). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and two (2) people gave testimony at the public hearing.

COMMENT #1: Colleen Dale, on behalf of the staff of the commission, made a general comment that there should be a cross-reference to the regulations in 4 CSR 240-4 which require a notice to be filed at least sixty (60) days before a contested case is filed. Brian McCartney, on behalf of the law firm of Brydon Swearingen & England, P.C., responded at the hearing that his firm does not believe that the sixty (60)-day notice applies to complaints.

RESPONSE: Complainants, like any other party appearing before the commission, are required to comply with the commission's rules and the commission cannot include a cross-reference that will

accommodate every possible situation. The complainants may read 4 CSR 240-4 and determine if those regulations apply. Therefore, the commission makes no change as a result of this comment.

COMMENT #2: Lewis Mills, on behalf of the Office of the Public Counsel, commented that tariffs should be added to the list of what a complaint may allege has been violated.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will include tariffs in sections (1) and (2).

COMMENT #3: Lewis Mills, on behalf of the Office of the Public Counsel, commented that the presiding officer should not have the discretion to compel a complainant to go through the informal complaint process. Rick Zucker, on behalf of Laclede Gas Company, disagreed with Mr. Mills at the hearing and indicated this provision in the rule should stay. Mr. Zucker commented that allowing the presiding officer to have this additional discretion does not keep the complaint from going through the formal process. The discretion may, however, allow for a more efficient use of resources for the parties and the commission.

RESPONSE: The commission agrees with Mr. Zucker. No change was made as a result of this comment.

COMMENT #4: Lewis Mills, on behalf of the Office of the Public Counsel, commented that in his opinion a *pro se* complainant should not have to provide a jurisdictional statement as required in subsection (4)(G).

RESPONSE: This requirement has been a part of the regulation for many years. The commission is not aware of any problems that have arisen with regard to a *pro se* complainant being able to meet this requirement or having a complaint dismissed for failure to meet this requirement. Thus, the commission finds no reason to change the rule at this time and makes no change as a result of this comment.

COMMENT #5: Lewis Mills, on behalf of the Office of the Public Counsel, commented that newly numbered section (15) should specifically refer to any conflicts in other portions of the rule or should be deleted as being unnecessary.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Mr. Mills. That provision of the rule was originally included as a catch-all when the rule had significant changes. The other provisions of the rule, however, do not appear to result in a conflict. Therefore, the commission will amend section (15).

4 CSR 240-2.070 Complaints

(1) Any person or public utility who feels aggrieved by an alleged violation of any tariff, statute, rule, order, or decision within the commission's jurisdiction may file a complaint. A complaint may also be filed by the commission on its own motion, the commission staff through the staff counsel, or the Office of the Public Counsel.

(2) A person who feels aggrieved by an alleged violation of any tariff, statute, rule, order, or decision within the commission's jurisdiction may file an informal complaint with the commission's consumer services department or file either a formal complaint or small formal complaint with the commission. Filing an informal complaint is not a prerequisite to filing a formal or small formal complaint; however, the presiding officer may direct that a *pro se* complainant be required to go through the informal complaint procedure before the formal complaint will be heard by the commission. If an allegedly aggrieved person initially files an informal complaint and is not satisfied with the outcome, such person may also file a formal or small formal complaint.

(15) Small Formal Complaint Case. If a customer of a utility files a formal complaint regarding any dispute involving less than three thousand dollars (\$3,000), the process set forth in this section shall

be followed for such complaints. The provisions of sections (1)–(14) of this rule shall also apply to small formal complaints.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.075 Intervention is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1053–1054). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and two (2) commenters testified at the public hearing.

COMMENT #1: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, jointly filed written comments. They commented that they were in favor of the changes to this rule requiring an intervention request being made as a motion rather than an application. **RESPONSE:** No change was made as a result of this comment.

COMMENT #2: Lewis Mills, on behalf of the Office of the Public Counsel, commented in writing and again at the hearing that section (11) should be clarified to state that it applies to only post-hearing or pre-hearing briefs and not to other types of filings. Mr. Mills also stated it should be the exception to the rule for non-parties to make filings in a case.

Rick Zucker, on behalf of Laclede Gas Company, responded at the hearing that there are situations other than post-hearing briefs where non-parties may want to make a filing and where the commission may be interested in what a non-party has to say about the particular situation (for example, jurisdictional questions, motions for summary determination, and motions to dismiss). Mr. Zucker stated that the commission should not limit *amicus* briefs to the time surrounding the hearing. Mr. Zucker also stated that the rule currently does not allow for the filing of other pleadings and that it should not be changed.

RESPONSE: The commission agrees with Mr. Mills that a non-party filing a pleading should not be a regular occurrence, but rather an unusual event. That is precisely why the rule contains a requirement that such a non-party seek permission to file a “brief.” The rule, however, does not need clarification. It clearly states that a non-party may request permission to file a brief. That brief may be filed, with permission of the commission, at any time prior to the filing of “initial briefs.” Thus, there is no reason that a non-party cannot request permission to file an *amicus curiae* brief to express its opinion regarding a motion to dismiss, a motion for summary determination, or other jurisdictional or legal question. If the non-party has an interest in the matter, then it may be appropriate for the non-party to seek intervention under the other sections of the rule in order to file pleadings in the matter. The commission makes no changes as a result of these comments.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.080 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1054–1056). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and one (1) comment was made at the public hearing.

COMMENT #1: Lewis Mills, on behalf of the Office of the Public Counsel, filed a written comment pointing out an error in section (9), italic font in subsection (14)(B) that appeared to be in error, and missing text under the heading “Methods of Service” in section (16). **RESPONSE AND EXPLANATION OF CHANGE:** With regard to subsection (14)(B), that error was corrected before publication by the editors in the administrative rules division of the secretary of state’s office. Likewise the text that was not included in the version sent for publication was added by the editors prior to publication. No changes to the rule text were made except to change the words “electronic mail” to “email.” Thus, the commission makes no change to section (9) or subsection (14)(B) as a result of this comment. The commission will correct the error in section (9) so that it refers to the “electronic filing and information system.”

COMMENT #2: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, filed joint written comments and Mr. Zucker commented at the hearing. The commenters requested that section (9) be further clarified so that documents filed electronically will be deemed filed on the date received in the electronic filing and information system (EFIS) so long as the filing is made prior to midnight. **RESPONSE AND EXPLANATION OF CHANGE:** Mr. Zucker and Ms. Tatro’s interpretation of the date of filing is correct, and the commission will further clarify section (9).

4 CSR 240-2.080 Pleadings, Filing, and Service

(9) Any document’s filing date shall be the date and time the document is physically or electronically stamped as filed by the secretary of the commission. Documents physically received in the commission’s data center during regular business hours shall be stamped on the date received. Documents physically received in the commission’s data center after regular business hours shall be stamped the next day that the commission has regular business hours. Documents submitted electronically to the commission’s electronic filing and information system (EFIS) will be stamped filed on the date and time the document is received in EFIS and will be deemed filed on that date and time.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission rescinds a rule as follows:

4 CSR 240-2.085 Protective Orders is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1056–1057). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended May 16, 2011, and a public hearing was held on May 19, 2011. No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.110 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1057–1058). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and no one testified at the hearing regarding this rule.

COMMENT #1: Lewis Mills, on behalf of the Office of the Public Counsel, commented that section (4) should be expanded to include other discovery parameters that are commonly included in procedural orders. Mr. Mills also commented that section (5) should refer to staff counsel instead of the general counsel.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Mr. Mills's comments and will amend section (4) and section (5).

COMMENT #2: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, commented that section (5) should refer to staff counsel instead of the general counsel. Mr. Zucker and Ms. Tatro also commented that section (6) appears to make the use of a court reporter optional, and they made a suggestion for clarifying that provision.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the proposed changes suggested and will make those amendments to the rule.

4 CSR 240-2.110 Hearings

(4) The presiding officer shall establish a procedural schedule through one (1) or more procedural orders in which the hearing and conference dates are set, date for filing testimony and pleadings are

set, and any other applicable procedural parameters are established as determined necessary by the presiding officer or agreed to by the parties.

(5) The order of procedure in hearings shall be as follows, unless otherwise agreed to by the parties or ordered by the presiding officer:

(A) In all cases except investigation cases, the applicant or complainant shall open and close, with intervenors following the staff counsel, or his designee, and the public counsel in introducing evidence; and

(B) In investigation cases, the staff counsel, or his designee, shall open and close.

(6) A reporter appointed by the commission shall make a full and complete record of the entire proceeding in any formal hearing, or of any other hearing or proceeding at which the commission determines reporting is appropriate.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.116 Dismissal is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1058). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. One (1) written comment was received and two (2) people testified at the public hearing.

COMMENT: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, jointly filed written comments and Mr. Zucker testified at the hearing. Mr. Zucker and Ms. Tatro commented that section (1) should be amended to allow the applicant or complainant to voluntarily dismiss a case up to ten (10) days before the hearing is scheduled without the permission of the commission similar to the way the practice is done in the courts. In addition, only the consent of all parties who have filed written testimony should be required for voluntary dismissal.

Lewis Mills, on behalf of the Office of the Public Counsel, responded to the company comments at the hearing. Mr. Mills stated that there are distinctions between issues before the commission and issues before the courts. Thus, it may be that the rules for voluntary dismissal should remain different. Further, Mr. Mills stated that it is not burdensome to get the commission's permission for withdrawal.

RESPONSE: The commission's jurisdiction is different than that before a court because the commission must often determine what is in the public interest rather than the rights of the parties before it. Thus, the procedures the commission uses are often different than those used at the court. In a commission proceeding, by the time written testimony is filed considerable resources have been expended

by the commission and its staff, the public counsel, and the other parties. The same is true even if those parties have not filed or presented testimony. In addition, there may be broader public interest issues that the commission will want to pursue even if the applicant or complainant does not. Further, the applicant or complainant may always ask for permission to dismiss the case, and this is not a significant burden. Therefore, the commission disagrees with the suggestions of Ameren and Laclede and makes no changes as a result of these comments.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

**4 CSR 240-2.125 Procedures for Alternative Dispute Resolution
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1058–1059). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. One (1) written comment was received.

COMMENT: Lewis Mills, on behalf of the Office of the Public Counsel, commented that the rule should maintain the purpose of the mediation or at least “make it clear that mediation is a non-binding attempt to resolve the case.”

RESPONSE: The language stating a specific purpose of the mediation was removed so as not to limit the scope of the mediation. In order to have a successful mediation, the mediator may need to have a broader purpose than that set out in the rule. In addition, the purpose of the mediation may be different than simply resolving the case (for example, agreeing to certain facts to resolve only one (1) issue of a case) and may end up in a binding agreement. Thus, the definition suggested by public counsel is not completely accurate. Further, the mediation process is not necessarily standardized so that it can be defined by rule. The commission attempts to educate the parties to a case about the mediation process before and during that process. The commission determines that it is not necessary to further clarify this rule. No changes were made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.130 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1059–1060). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and one (1) person testified at the hearing.

COMMENT #1: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, jointly filed written comments, and Bryan McCartney, on behalf of Ameren Missouri, testified at the hearing. The companies recommend adding “and with complete and comprehensive detail” to section (8).

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the companies and will make the suggested change.

COMMENT #2: Lewis Mills, on behalf of the Office of the Public Counsel, filed written comments suggesting that the reference in section (8) to “filing requirements” be made more specific. Mr. Mills also suggested that the requirement in section (8) to file a report electronically may be difficult for *pro se* parties and may be difficult for some items which are not easily produced electronically.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Mr. Mills’s suggestions and will make changes to section (8) to specify the filing requirements and allow reports to be filed in paper form.

4 CSR 240-2.130 Evidence

(8) Except as set out in this section, the prepared testimony of each witness shall be filed separately and shall be accompanied by an affidavit providing the witness’s oath. In lieu of prepared direct testimony, any party may file a report that presents in narrative form, and with complete and comprehensive detail, the analysis and conclusions of one (1) or more expert witness(es) and the facts and information on which they relied. In any report, the contributing expert witnesses shall be listed together with an indication of the portion or portions of the report to which each contributed. The qualifications of each contributing expert witness shall be attached to the report as a schedule. Any such report shall comply with the commission’s requirements in sections (6) and (7).

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.040 and 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.135 Confidential Information is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1060–1062). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and two (2) people testified at the public hearing.

COMMENT #1: Lewis Mills, on behalf of the Office of the Public Counsel, filed a written comment questioning why section (2) is needed in the rule.

RESPONSE: The commission has received several requests for a protective order under the current protective order rule which is being rescinded. The provisions of the rescinded rule are being placed into this rule so that it is easier to locate. The current rule, 4 CSR 240-2.135, only provides protection during the discovery process and not for less formal information gathering which the commission regularly conducts. Thus, it is important to have the option to protect sensitive information available for anyone not a party to a contested case or other formal proceeding. The commission makes no change as the result of this comment.

COMMENT #2: Lewis Mills, on behalf of the Office of the Public Counsel, filed a written comment and testified at the hearing. In his opinion sections (4) and (5) should be clarified to provide that a non-attorney who is a party to a case has the same access to proprietary and highly confidential information as an attorney representing other parties. Mr. Mills testified that he believes there are certain instances when such a party should not be allowed access to the information, but that should be the exception to the rule. Mr. Mills stated that if the commission were to rely on information that a party cannot access, then there could be a due process violation.

Rick Zucker, on behalf of Laclede Gas Company, testified in response to Mr. Mills's comment that the rule specifically should not allow *pro se* parties to access this type of information. Mr. Zucker testified that allowing an unrepresented party to have access to highly confidential information while not allowing the officers and employees of a corporation to have access could undercut the entire rule. Mr. Zucker also commented that the commission should not make a major change in this rule without further study.

RESPONSE: The commission agrees with Mr. Zucker that it is not appropriate to rewrite this rule without additional study and a chance for further comment and publication of any changes. The commission will open a new Chapter 2 rulemaking file to examine this issue and any additional revisions proposed by the relevant stakeholders. No changes were made as a result of these comments.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.140 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1062-1063). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period

ended May 16, 2011. One (1) written comment was received and no one testified at the public hearing.

COMMENT: Lewis Mills, on behalf of the Office of the Public Counsel, filed a written comment that the word "initial" had been inadvertently deleted from section (2).

RESPONSE AND EXPLANATION OF CHANGE: The commission will correct the error.

4 CSR 240-2.140 Briefs and Oral Arguments

(2) Unless otherwise ordered by the commission or presiding officer, initial post-hearing briefs shall be filed no later than twenty (20) days after the date on which the complete transcript of the hearing is filed.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.160 Rehearings and Reconsideration is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1063). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.040, 386.250, 386.310, 386.410, 392.210, 392.240, 392.280, 392.290, 392.330, 393.140(3), (4), (6), (9), (11), and (12), 393.160, 393.220, 393.240, 393.290, and 394.160, RSMo 2000 and sections 392.200, 392.220, and 393.110, RSMo Supp. 2010, the commission amends a rule as follows:

4 CSR 240-2.180 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2011 (36 MoReg 1064-1065). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendment was held May 19, 2011, and the public comment period ended May 16, 2011. Two (2) written comments were received and one (1) person testified at the public hearing.

COMMENT #1: Lewis Mills, on behalf of the Office of the Public Counsel, filed a written comment suggesting that the phrase “in writing” be clarified to specifically allow for electronic filing.

RESPONSE: The commission has consistently used the phrase “in writing” in this chapter to mean both paper and electronic filing. Thus, the commission does not find a need to clarify this rule. No change was made as a result of this comment.

COMMENT #2: Rick Zucker, on behalf of Laclede Gas Company, and Wendy Tatro, on behalf of Union Electric Company, d/b/a Ameren Missouri, jointly filed written comments and Mr. Zucker also testified at the public hearing that the commission should leave sworn testimony as an option for rulemaking comments.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Ameren Missouri’s comments and will leave sworn testimony as an option in section (6) and subsections (8)(B), (8)(C), and (8)(E), and will reletter the subsections in section (8) as needed.

4 CSR 240-2.180 Rulemaking

(6) Persons filing written comments or testifying or commenting at the hearing need not be represented by counsel, but may be represented if they choose.

(8) Hearings for the taking of initial or reply comments on rulemakings shall proceed as follows:

(A) A commissioner or presiding officer shall conduct the hearing, which shall be transcribed by a reporter;

(B) Neither written nor oral comments need to be sworn, but testimony shall be taken under oath or affirmation;

(C) Persons testifying or commenting at a hearing may give a statement in support of or in opposition to a proposed rulemaking. The commissioners or the presiding officer may question those persons testifying or commenting;

(D) Statements shall first be taken from those supporting a proposed rule, followed by statements from those opposing the rule, unless otherwise directed by the presiding officer;

(E) Persons testifying or commenting may offer exhibits in support of their positions; and

(F) The commission may, at the hearing, hold the hearing open for a specified period if it determines extension is reasonably necessary to elicit material information.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 30—Division of Regulation and Licensure Chapter 61—Licensing Rules for Family Day Care Homes

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under section 210.221, RSMo 2000, the department adopts a rule as follows:

19 CSR 30-61.090 Disaster and Emergency Preparedness is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 1, 2011 (36 MoReg 1469-1470). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 30—Division of Regulation and Licensure Chapter 61—Licensing Rules for Family Day Care Homes

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under section 210.221, RSMo 2000, the department amends a rule as follows:

19 CSR 30-61.125 Medical Examination Reports is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2011 (36 MoReg 1470-1473). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 30—Division of Regulation and Licensure Chapter 62—Licensing Rules for Group Child Care Homes and Child Care Centers

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under section 210.221, RSMo 2000, the department adopts a rule as follows:

19 CSR 30-62.090 Disaster and Emergency Preparedness is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 1, 2011 (36 MoReg 1473-1474). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Section for Child Care Regulation, Department of Health and Senior Services, received one (1) comment on the proposed rule.

COMMENT #1: Julie Schmitz from Show-Me Child Care suggests that a copy of the facility’s disaster emergency plan be available in the office area only, not in each room used for care of children as stated in subsection (2)(A).

RESPONSE: In an emergency event, the office area could become inaccessible, thus making the disaster emergency plan inaccessible. Staff would not have it to refer to, and this could compromise the safety of the children and adults in the facility. No changes have been made to the rule as a result of this comment.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 30—Division of Regulation and Licensure Chapter 62—Licensing Rules for Group Child Care Homes and Child Care Centers

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under section 210.221, RSMo 2000, the department amends a rule as follows:

19 CSR 30-62.122 Medical Examination Reports is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2011 (36 MoReg 1474–1477). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and
Transportation Commission
Chapter 25—Motor Carrier Operations**

IN ADDITION

7 CSR 10-25.010 Skill Performance Evaluation Certificates for Commercial Drivers

PUBLIC NOTICE

Public Notice and Request for Comments on Applications for Issuance of Skill Performance Evaluation Certificates to Intrastate Commercial Drivers with Diabetes Mellitus or Impaired Vision

SUMMARY: This notice publishes MoDOT's receipt of applications for the issuance of Skill Performance Evaluation (SPE) Certificates from individuals who do not meet the physical qualification requirements in the Federal Motor Carrier Safety Regulations for drivers of commercial motor vehicles in Missouri intrastate commerce because of impaired vision or an established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control. If granted, the SPE Certificates will authorize these individuals to qualify as drivers of commercial motor vehicles (CMVs), in intrastate commerce only, without meeting the vision standard prescribed in 49 CFR 391.41(b)(10), if applicable, or the diabetes standard prescribed in 49 CFR 391.41(b)(3).

DATES: Comments must be received at the address stated below on or before October 15, 2011.

ADDRESSES: You may submit comments concerning an applicant, identified by the Application Number stated below, by any of the following methods:

- **Email:** Kathy.Hatfield@modot.mo.gov
- **Mail:** PO Box 893, Jefferson City, MO 65102-0893
- **Hand Delivery:** 1320 Creek Trail Drive, Jefferson City, Missouri 65109
- **Instructions:** All comments submitted must include the agency name and Application Number for this public notice. For detailed instructions on submitting comments, see the Public Participation heading of the Supplementary Information section of this notice. All comments received will be open and available for public inspection and MoDOT may publish those comments by any available means.

**COMMENTS RECEIVED
BECOME MoDOT PUBLIC RECORD**

- By submitting any comments to MoDOT, the person authorizes MoDOT to publish those comments by any available means.
- **Docket:** For access to the department's file, to read background documents or comments received, 1320 Creek Trail Drive, Jefferson City, Missouri 65109, between 7:30 a.m. and 4:00 p.m., CT, Monday through Friday, except state holidays.

FOR FURTHER INFORMATION CONTACT: Ms. Kathy Hatfield, Motor Carrier Specialist, (573) 522-9001, MoDOT Motor Carrier Services Division, PO Box 893, Jefferson City, Missouri 65102-0893. Office hours are from 7:30 a.m. to 4:00 p.m., CT, Monday through Friday, except state holidays.

SUPPLEMENTARY INFORMATION

Public Participation

If you want us to notify you that we received your comments, please include a self-addressed, stamped envelope or postcard.

Background

The individuals listed in this notice have recently filed applications requesting MoDOT to issue SPE Certificates to exempt them from the physical qualification requirements relating to vision in 49 CFR 391.41(b)(10), or to diabetes in 49 CFR 391.41(b)(3), which otherwise apply to drivers of CMVs in Missouri intrastate commerce.

Under section 622.555, RSMo Supp. 2010, MoDOT may issue a Skill Performance Evaluation Certificate, for not more than a two (2)-year period, if it finds that the applicant has the ability, while operating CMVs, to maintain a level of safety that is equivalent to or greater than the driver qualification standards of 49 CFR 391.41. Upon application, MoDOT may renew an exemption upon expiration.

Accordingly, the agency will evaluate the qualifications of each applicant to determine whether issuing an SPE Certificate will comply with the statutory requirements and will achieve the required level of safety. If granted, the SPE Certificate is only applicable to intrastate transportation wholly within Missouri.

Qualifications of Applicants

Application #MP041229091

Renewal Applicant's Name & Age: Marc Christopher Grooms, 41

Relevant Physical Condition: Mr. Grooms has amblyopia in his right eye, and his best-corrected visual acuity in the right eye is 20/60 Snellen and uncorrected is 20/200. His best corrected and uncorrected visual acuity in his left eye is 20/20 Snellen.

Relevant Driving Experience: Employed for a company located in St. Charles, Missouri, as a route sales driver from April 1992 to present. He drives straight, dump, and flat trucks approximately three (3) hours per day. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in July 2011, his optometrist certified, "In my medical opinion, Mr. Groom's visual deficiency is stable and has sufficient vision to perform the driving tasks required to operate a commercial motor vehicle, and his condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No accidents or violations within the past three (3) years.

Application #MP040310020

Renewal Applicant's Name & Age: Rodman R. Brandt, 43

Relevant Physical Condition: Mr. Brandt's best-corrected visual acuity in his right eye is 20/20 Snellen and his left eye is 20/20 Snellen. He has been diagnosed as having diabetes mellitus since July 1998.

Relevant Driving Experience: Mr. Brandt has been employed since 1983 with a trucking company in St. Joseph, Missouri. He has approximately twenty-four (24) years of CMV driving experience. He currently has a Class A CDL. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in May 2011, his endocrinologist certified, "In my medical opinion, Mr. Brandt's diabetes deficiency is stable, he is capable of performing the driving tasks required to operate a commercial motor vehicle, and his condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No accidents or violations within the past three (3) years.

Application #MP110803032

Applicant's Name & Age: Shelby C. Koehn, 36

Relevant Physical Condition: Mr. Koehn has a corneal scar and has spherical vision only in his right eye; his best-uncorrected visual acuity in his left eye is 20/15 Snellen.

Relevant Driving Experience: Employed for a company located in Latham, Missouri, as a tractor-trailer and dump truck driver from March 2011 to present. He has approximately fourteen (14) years CMV driving experience. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in July 2011, his ophthalmologist certified, "In my medical opinion, Mr. Koehn's visual deficiency is stable and has sufficient vision to perform the driving tasks required to operate a commercial motor vehicle, and his condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No accidents or violations within the past three (3) years.

Application #MP070413023

Applicant's Name & Age: Peter A. Lamb, 52

Relevant Physical Condition: Mr. Lamb has no left eye, due to an injury in February 2007, and his best correct visual acuity in his right eye is 20/15 Snellen.

Relevant Driving Experience: Mr. Lamb is currently unemployed. He currently possesses a Missouri Class A CDL. He has approximately thirty (30) years CMV driving experience. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in May 2011, his optometrist certified, "In my medical opinion, Mr. Lamb's visual deficiency is stable and has sufficient vision to perform the driving tasks required to operate a commercial motor vehicle, and his condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No accidents or violations within the past three (3) years.

Request for Comments

The Missouri Department of Transportation, Motor Carrier Services Division, pursuant to section 622.555, RSMo, and rule 7 CSR 10-25.010, requests public comment from all interested persons on the applications for issuance of SPE Certificates described in this notice. We will consider all comments received before the close of business on the closing date indicated earlier in this notice.

Issued on: August 15, 2011

Jan Skouby, Motor Carrier Services Director, Missouri Department of Transportation

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 60—Missouri Health Facilities Review Committee Chapter 50—Certificate of Need Program

NOTIFICATION OF REVIEW: APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. A decision is tentatively scheduled for September 12, 2011. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

6/29/11

#4644 RS: Sunnyview Nursing Home and Apartments
Trenton (Grundy County)
\$1,123,200, Add 16 RCF beds

7/1/11

#4683 HS: Research Medical Center
Kansas City (Jackson County)
\$1,843,000, Acquire robotic surgery system

#4630 NS: Blue's Lake Skilled Nursing & Rehabilitation Center
Rolla (Phelps County)
\$10,259,280, Establish 110-bed SNF

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by August 4, 2011. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
3418 Knipp Drive, Suite F
Post Office Box 570
Jefferson City, MO 65102

For additional information, contact
Karla Houchins, (573) 751-6403.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 60—Missouri Health Facilities Review Committee Chapter 50—Certificate of Need Program

NOTIFICATION OF REVIEW: APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the expedited applications listed below. A decision is tentatively scheduled for September 21, 2011. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

8/8/11

#4688 HA: St. Luke's Hospital of Kansas City
Kansas City (Jackson County)
\$1,332,370, Replace 2 MRIs

8/9/11

#4687 HT: Heartland Regional Medical Center
St. Joseph (Buchanan County)
\$3,950,000, Replace Linear Accelerator

8/10/11

#4690 RT: Lenoir Woods Residential Care
Columbia (Boone County)
\$6,200,000, Replace 60-bed RCF

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by September 9, 2011. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
3418 Knipp Drive, Suite F
Post Office Box 570
Jefferson City, MO 65102

For additional information, contact
Karla Houchins, (573) 751-6403.

**STATUTORY LIST OF CONTRACTORS
BARRED FROM PUBLIC WORKS PROJECTS**


The following is a list of contractor(s) who have been prosecuted and convicted of violating the Missouri Prevailing Wage Law, and whose Notice of Conviction has been filed with the Secretary of State pursuant to Section 290.330, RSMo. In addition, this list includes contractor(s) that have agreed to placement on the list maintained by the Secretary of State pursuant to Section 290.330 as a part of the resolution of criminal charges of violating the Missouri Prevailing Wage Law. Under this statute, no public body shall award a contract for public works to any contractor or subcontractor, or simulation thereof, during the time that such contractor or subcontractor's name appears on this state debarment list maintained by the Secretary of State.

Contractors Convicted of Violations of the Missouri Prevailing Wage Law

<u>Name of Contractor</u>	<u>Name of Officers</u>	<u>Address</u>	<u>Date of Conviction</u>	<u>Debarment Period</u>
Rycoblake Corp. Case No. 0916-CR03145 (Jackson County Cir. Ct.)		4212 SE Saddlebrook Cir Lee's Summit, MO 64082	7/13/11	7/13/11 to 7/13/12

Contractors Agreeing to Placement on the Public Works Debarment List as Part of an Agreement Relating to Criminal Pleas

<u>Name of Contractor</u>	<u>Name of Officers</u>	<u>Address</u>	<u>Date of Conviction</u>	<u>Debarment Period</u>
Rycoblake Corp.		4212 SE Saddlebrook Cir Lee's Summit, MO 64082		7/13/11 to 12/1/12
Gerald Chevalier		4212 SE Saddlebrook Cir Lee's Summit, MO 64082		7/13/11 to 12/1/12

Dated this 2 day of August 2011.
Carla Buschfest, Director

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—30 (2005) and 31 (2006). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
OFFICE OF ADMINISTRATION					
1 CSR 10	State Officials' Salary Compensation Schedule				30 MoReg 2435 35 MoReg 1815
1 CSR 10-17.010	Commissioner of Administration		36 MoReg 1596		
1 CSR 10-17.040	Commissioner of Administration		36 MoReg 1597		
1 CSR 10-17.050	Commissioner of Administration		36 MoReg 1601		
1 CSR 30-5.010	Division of Facilities Management, Design and Construction		36 MoReg 1602		
1 CSR 30-7.010	Division of Facilities Management, Design and Construction		36 MoReg 1604		
1 CSR 40-1.030	Purchasing and Materials Management		36 MoReg 1609		
1 CSR 40-1.050	Purchasing and Materials Management		36 MoReg 1609		
1 CSR 40-1.060	Purchasing and Materials Management		36 MoReg 1614		
DEPARTMENT OF AGRICULTURE					
2 CSR 30-2.020	Animal Health		36 MoReg 1981		
2 CSR 30-9.010	Animal Health	36 MoReg 1885	36 MoReg 1982		
2 CSR 30-9.020	Animal Health	36 MoReg 1887	36 MoReg 1984		
2 CSR 30-9.030	Animal Health	36 MoReg 1889	36 MoReg 1989		
2 CSR 30-9.040	Animal Health		36 MoReg 1802		
2 CSR 30-9.050	Animal Health		36 MoReg 1803		
2 CSR 30-9.100	Animal Health		36 MoReg 1806		
2 CSR 30-9.110	Animal Health		36 MoReg 1806		
2 CSR 80-2.190	State Milk Board		36 MoReg 1809		
2 CSR 90-10	Weights and Measures				35 MoReg 1284 36 MoReg 1762
2 CSR 90-10.001	Weights and Measures		36 MoReg 885 36 MoReg 1741		
2 CSR 90-10.011	Weights and Measures		36 MoReg 885 36 MoReg 1741		
2 CSR 90-10.012	Weights and Measures		36 MoReg 886 36 MoReg 1742		
2 CSR 90-10.013	Weights and Measures		36 MoReg 887 36 MoReg 1743		
2 CSR 90-10.014	Weights and Measures		36 MoReg 889 36 MoReg 1745		
2 CSR 90-10.015	Weights and Measures		36 MoReg 890 36 MoReg 1746		
2 CSR 90-10.020	Weights and Measures		36 MoReg 890 36 MoReg 1746		
2 CSR 90-10.040	Weights and Measures		36 MoReg 891 36 MoReg 1747		
2 CSR 90-10.060	Weights and Measures		36 MoReg 892R 36 MoReg 1748R		
2 CSR 90-10.070	Weights and Measures		36 MoReg 892R 36 MoReg 1748R		
2 CSR 90-10.090	Weights and Measures		36 MoReg 892 36 MoReg 1748		
2 CSR 90-10.120	Weights and Measures		36 MoReg 892 36 MoReg 1748		
DEPARTMENT OF CONSERVATION					
3 CSR 10-4.130	Conservation Commission		36 MoReg 1615	36 MoReg 1997	
3 CSR 10-7.440	Conservation Commission		N.A.	36 MoReg 1938	
3 CSR 10-7.455	Conservation Commission				36 MoReg 676
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 240-2.010	Public Service Commission		36 MoReg 1039	This Issue	
4 CSR 240-2.025	Public Service Commission		36 MoReg 1041	This Issue	
4 CSR 240-2.030	Public Service Commission		36 MoReg 1041	This Issue	
4 CSR 240-2.040	Public Service Commission		36 MoReg 1044	This Issue	
4 CSR 240-2.045	Public Service Commission		36 MoReg 1044R	This IssueR	
4 CSR 240-2.050	Public Service Commission		36 MoReg 1045	This Issue	
4 CSR 240-2.060	Public Service Commission		36 MoReg 1045	This Issue	
4 CSR 240-2.062	Public Service Commission		36 MoReg 1046	This Issue	
4 CSR 240-2.065	Public Service Commission		36 MoReg 1051	This Issue	
4 CSR 240-2.070	Public Service Commission		36 MoReg 1051	This Issue	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 240-2.075	Public Service Commission		36 MoReg 1053	This Issue	
4 CSR 240-2.080	Public Service Commission		36 MoReg 1054	This Issue	
4 CSR 240-2.085	Public Service Commission		36 MoReg 1056R	This IssueR	
4 CSR 240-2.110	Public Service Commission		36 MoReg 1057	This Issue	
4 CSR 240-2.116	Public Service Commission		36 MoReg 1058	This Issue	
4 CSR 240-2.125	Public Service Commission		36 MoReg 1058	This Issue	
4 CSR 240-2.130	Public Service Commission		36 MoReg 1059	This Issue	
4 CSR 240-2.135	Public Service Commission		36 MoReg 1060	This Issue	
4 CSR 240-2.140	Public Service Commission		36 MoReg 1063	This Issue	
4 CSR 240-2.160	Public Service Commission		36 MoReg 1063	This Issue	
4 CSR 240-2.180	Public Service Commission		36 MoReg 1064	This Issue	
DEPARTMENT OF HIGHER EDUCATION					
6 CSR 10-2.180	Commissioner of Higher Education		36 MoReg 980	36 MoReg 1997	
6 CSR 10-2.190	Commissioner of Higher Education		36 MoReg 982	36 MoReg 1997	
6 CSR 10-2.200	Commissioner of Higher Education		36 MoReg 1749		
6 CSR 10-11.010	Commissioner of Higher Education		36 MoReg 1894		
DEPARTMENT OF TRANSPORTATION					
7 CSR 10-25.010	Missouri Highways and Transportation Commission				This Issue
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 10-5.010	Division of Employment Security		36 MoReg 1221	36 MoReg 2000	
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-2.040	Air Conservation Commission		36 MoReg 985R	36 MoReg 2000R	
10 CSR 10-3.060	Air Conservation Commission		36 MoReg 985R	36 MoReg 2001R	
10 CSR 10-4.040	Air Conservation Commission		36 MoReg 985R	36 MoReg 2001R	
10 CSR 10-5.030	Air Conservation Commission		36 MoReg 986R	36 MoReg 2001R	
10 CSR 10-6.070	Air Conservation Commission		36 MoReg 1811		
10 CSR 10-6.075	Air Conservation Commission		36 MoReg 1812		
10 CSR 10-6.080	Air Conservation Commission		36 MoReg 1814		
10 CSR 10-6.405	Air Conservation Commission		36 MoReg 986	36 MoReg 2002	
10 CSR 20-6.010	Clean Water Commission	36 MoReg 1892	36 MoReg 1895		
10 CSR 20-6.300	Clean Water Commission		36 MoReg 1909		
10 CSR 20-8.120	Clean Water Commission		36 MoReg 1815		
10 CSR 20-8.300	Clean Water Commission		36 MoReg 1927		
10 CSR 20-10.010	Clean Water Commission (Changed to 10 CSR 26-2.010)		36 MoReg 1222		
10 CSR 20-10.011	Clean Water Commission (Changed to 10 CSR 26-2.011)		36 MoReg 1227		
10 CSR 20-10.012	Clean Water Commission (Changed to 10 CSR 26-2.012)		36 MoReg 1227		
10 CSR 20-10.020	Clean Water Commission (Changed to 10 CSR 26-2.020)		36 MoReg 1228		
10 CSR 20-10.021	Clean Water Commission (Changed to 10 CSR 26-2.021)		36 MoReg 1236		
10 CSR 20-10.022	Clean Water Commission (Changed to 10 CSR 26-2.022)		36 MoReg 1240		
10 CSR 20-10.030	Clean Water Commission (Changed to 10 CSR 26-2.030)		36 MoReg 1241		
10 CSR 20-10.031	Clean Water Commission (Changed to 10 CSR 26-2.031)		36 MoReg 1241		
10 CSR 20-10.032	Clean Water Commission (Changed to 10 CSR 26-2.032)		36 MoReg 1242		
10 CSR 20-10.033	Clean Water Commission (Changed to 10 CSR 26-2.033)		36 MoReg 1243		
10 CSR 20-10.034	Clean Water Commission (Changed to 10 CSR 26-2.034)		36 MoReg 1249		
10 CSR 20-10.040	Clean Water Commission (Changed to 10 CSR 26-2.040)		36 MoReg 1250		
10 CSR 20-10.041	Clean Water Commission (Changed to 10 CSR 26-2.041)		36 MoReg 1251		
10 CSR 20-10.042	Clean Water Commission (Changed to 10 CSR 26-2.042)		36 MoReg 1255		
10 CSR 20-10.043	Clean Water Commission (Changed to 10 CSR 26-2.043)		36 MoReg 1255		
10 CSR 20-10.044	Clean Water Commission (Changed to 10 CSR 26-2.044)		36 MoReg 1258		
10 CSR 20-10.045	Clean Water Commission (Changed to 10 CSR 26-2.045)		36 MoReg 1258		
10 CSR 20-10.050	Clean Water Commission (Changed to 10 CSR 26-2.050)		36 MoReg 1259		
10 CSR 20-10.051	Clean Water Commission (Changed to 10 CSR 26-2.051)		36 MoReg 1259		
10 CSR 20-10.052	Clean Water Commission (Changed to 10 CSR 26-2.052)		36 MoReg 1260		
10 CSR 20-10.053	Clean Water Commission (Changed to 10 CSR 26-2.053)		36 MoReg 1260		
10 CSR 20-10.060	Clean Water Commission (Changed to 10 CSR 26-2.070)		36 MoReg 1261		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 20-10.061	Clean Water Commission (<i>Changed to 10 CSR 26-2.071</i>)		36 MoReg 1261		
10 CSR 20-10.062	Clean Water Commission (<i>Changed to 10 CSR 26-2.072</i>)		36 MoReg 1262		
10 CSR 20-10.063	Clean Water Commission (<i>Changed to 10 CSR 26-2.074</i>)		36 MoReg 1262		
10 CSR 20-10.064	Clean Water Commission (<i>Changed to 10 CSR 26-2.075</i>)		36 MoReg 1263		
10 CSR 20-10.065	Clean Water Commission (<i>Changed to 10 CSR 26-2.078</i>)		36 MoReg 1263		
10 CSR 20-10.066	Clean Water Commission (<i>Changed to 10 CSR 26-2.082</i>)		36 MoReg 1264		
10 CSR 20-10.067	Clean Water Commission (<i>Changed to 10 CSR 26-2.083</i>)		36 MoReg 1264		
10 CSR 20-10.068	Clean Water Commission (<i>Changed to 10 CSR 26-2.080</i>)		36 MoReg 1265		
10 CSR 20-10.070	Clean Water Commission (<i>Changed to 10 CSR 26-2.060</i>)		36 MoReg 1265		
10 CSR 20-10.071	Clean Water Commission (<i>Changed to 10 CSR 26-2.061</i>)		36 MoReg 1272		
10 CSR 20-10.072	Clean Water Commission (<i>Changed to 10 CSR 26-2.062</i>)		36 MoReg 1273		
10 CSR 20-10.073	Clean Water Commission (<i>Changed to 10 CSR 26-2.063</i>)		36 MoReg 1273		
10 CSR 20-10.074	Clean Water Commission (<i>Changed to 10 CSR 26-2.064</i>)		36 MoReg 1274		
10 CSR 20-11.090	Clean Water Commission (<i>Changed to 10 CSR 26-3.090</i>)		36 MoReg 1274		
10 CSR 20-11.091	Clean Water Commission		36 MoReg 1275R		
10 CSR 20-11.092	Clean Water Commission (<i>Changed to 10 CSR 26-3.092</i>)		36 MoReg 1275		
10 CSR 20-11.093	Clean Water Commission (<i>Changed to 10 CSR 26-3.093</i>)		36 MoReg 1276		
10 CSR 20-11.094	Clean Water Commission (<i>Changed to 10 CSR 26-3.094</i>)		36 MoReg 1276		
10 CSR 20-11.095	Clean Water Commission (<i>Changed to 10 CSR 26-3.095</i>)		36 MoReg 1279		
10 CSR 20-11.096	Clean Water Commission (<i>Changed to 10 CSR 26-3.096</i>)		36 MoReg 1280		
10 CSR 20-11.097	Clean Water Commission (<i>Changed to 10 CSR 26-3.097</i>)		36 MoReg 1283		
10 CSR 20-11.098	Clean Water Commission (<i>Changed to 10 CSR 26-3.098</i>)		36 MoReg 1286		
10 CSR 20-11.099	Clean Water Commission (<i>Changed to 10 CSR 26-3.099</i>)		36 MoReg 1289		
10 CSR 20-11.101	Clean Water Commission (<i>Changed to 10 CSR 26-3.101</i>)		36 MoReg 1291		
10 CSR 20-11.102	Clean Water Commission (<i>Changed to 10 CSR 26-3.102</i>)		36 MoReg 1291		
10 CSR 20-11.103	Clean Water Commission (<i>Changed to 10 CSR 26-3.103</i>)		36 MoReg 1292		
10 CSR 20-11.104	Clean Water Commission (<i>Changed to 10 CSR 26-3.104</i>)		36 MoReg 1297		
10 CSR 20-11.105	Clean Water Commission (<i>Changed to 10 CSR 26-3.105</i>)		36 MoReg 1297		
10 CSR 20-11.106	Clean Water Commission (<i>Changed to 10 CSR 26-3.106</i>)		36 MoReg 1298		
10 CSR 20-11.107	Clean Water Commission (<i>Changed to 10 CSR 26-3.107</i>)		36 MoReg 1298		
10 CSR 20-11.108	Clean Water Commission (<i>Changed to 10 CSR 26-3.108</i>)		36 MoReg 1301		
10 CSR 20-11.109	Clean Water Commission (<i>Changed to 10 CSR 26-3.109</i>)		36 MoReg 1303		
10 CSR 20-11.110	Clean Water Commission (<i>Changed to 10 CSR 26-3.110</i>)		36 MoReg 1303		
10 CSR 20-11.111	Clean Water Commission (<i>Changed to 10 CSR 26-3.111</i>)		36 MoReg 1304		
10 CSR 20-11.112	Clean Water Commission (<i>Changed to 10 CSR 26-3.112</i>)		36 MoReg 1304		
10 CSR 20-11.113	Clean Water Commission (<i>Changed to 10 CSR 26-3.113</i>)		36 MoReg 1308		
10 CSR 20-11.114	Clean Water Commission (<i>Changed to 10 CSR 26-3.114</i>)		36 MoReg 1311		
10 CSR 20-11.115	Clean Water Commission (<i>Changed to 10 CSR 26-3.115</i>)		36 MoReg 1318		
10 CSR 20-13.080	Clean Water Commission (<i>Changed to 10 CSR 26-4.080</i>)		36 MoReg 1320		
10 CSR 20-15.010	Clean Water Commission (<i>Changed to 10 CSR 26-5.010</i>)		36 MoReg 1320		
10 CSR 20-15.020	Clean Water Commission (<i>Changed to 10 CSR 26-5.020</i>)		36 MoReg 1321		
10 CSR 20-15.030	Clean Water Commission (<i>Changed to 10 CSR 26-5.030</i>)		36 MoReg 1321		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 25-3.260	Hazardous Waste Management Commission		36 MoReg 1322		
10 CSR 25-4.261	Hazardous Waste Management Commission		36 MoReg 1322		
10 CSR 25-5.262	Hazardous Waste Management Commission		36 MoReg 1324		
10 CSR 25-6.263	Hazardous Waste Management Commission		36 MoReg 1325		
10 CSR 25-7.264	Hazardous Waste Management Commission		36 MoReg 1326		
10 CSR 25-7.265	Hazardous Waste Management Commission		36 MoReg 1328		
10 CSR 25-7.266	Hazardous Waste Management Commission		36 MoReg 1329		
10 CSR 25-7.268	Hazardous Waste Management Commission		36 MoReg 1330		
10 CSR 25-7.270	Hazardous Waste Management Commission		36 MoReg 1330		
10 CSR 25-8.124	Hazardous Waste Management Commission		36 MoReg 1331		
10 CSR 25-11.279	Hazardous Waste Management Commission		36 MoReg 1339		
10 CSR 25-13.010	Hazardous Waste Management Commission		36 MoReg 1341		
10 CSR 25-16.273	Hazardous Waste Management Commission		36 MoReg 1342		
10 CSR 26-1.010	Petroleum and Hazardous Substance Storage Tanks		36 MoReg 1344		
10 CSR 26-2.010	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.010</i>)		36 MoReg 1222		
10 CSR 26-2.011	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.011</i>)		36 MoReg 1227		
10 CSR 26-2.012	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.012</i>)		36 MoReg 1227		
10 CSR 26-2.019	Petroleum and Hazardous Substance Storage Tanks		36 MoReg 1344		
10 CSR 26-2.020	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.020</i>)		36 MoReg 1228		
10 CSR 26-2.021	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.021</i>)		36 MoReg 1236		
10 CSR 26-2.022	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.022</i>)		36 MoReg 1240		
10 CSR 26-2.030	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.030</i>)		36 MoReg 1241		
10 CSR 26-2.031	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.031</i>)		36 MoReg 1241		
10 CSR 26-2.032	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.032</i>)		36 MoReg 1242		
10 CSR 26-2.033	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.033</i>)		36 MoReg 1243		
10 CSR 26-2.034	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.034</i>)		36 MoReg 1249		
10 CSR 26-2.040	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.040</i>)		36 MoReg 1250		
10 CSR 26-2.041	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.041</i>)		36 MoReg 1251		
10 CSR 26-2.042	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.042</i>)		36 MoReg 1255		
10 CSR 26-2.043	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.043</i>)		36 MoReg 1255		
10 CSR 26-2.044	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.044</i>)		36 MoReg 1258		
10 CSR 26-2.045	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.045</i>)		36 MoReg 1258		
10 CSR 26-2.050	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.050</i>)		36 MoReg 1259		
10 CSR 26-2.051	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.051</i>)		36 MoReg 1259		
10 CSR 26-2.052	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.052</i>)		36 MoReg 1260		
10 CSR 26-2.053	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.053</i>)		36 MoReg 1260		
10 CSR 26-2.060	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.070</i>)		36 MoReg 1265		
10 CSR 26-2.061	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.071</i>)		36 MoReg 1272		
10 CSR 26-2.062	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.072</i>)		36 MoReg 1273		
10 CSR 26-2.063	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.073</i>)		36 MoReg 1273		
10 CSR 26-2.064	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.074</i>)		36 MoReg 1274		
10 CSR 26-2.070	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.060</i>)		36 MoReg 1261		
10 CSR 26-2.071	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.061</i>)		36 MoReg 1261		
10 CSR 26-2.072	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.062</i>)		36 MoReg 1262		
10 CSR 26-2.074	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.063</i>)		36 MoReg 1262		
10 CSR 26-2.075	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.064</i>)		36 MoReg 1263		
10 CSR 26-2.078	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.065</i>)		36 MoReg 1263		
10 CSR 26-2.080	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.068</i>)		36 MoReg 1265		
10 CSR 26-2.082	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.066</i>)		36 MoReg 1264		

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10 CSR 26-2.083	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-10.067</i>)		36 MoReg 1264		
10 CSR 26-3.090	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.090</i>)		36 MoReg 1274		
10 CSR 26-3.092	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.092</i>)		36 MoReg 1275		
10 CSR 26-3.093	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.093</i>)		36 MoReg 1276		
10 CSR 26-3.094	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.094</i>)		36 MoReg 1276		
10 CSR 26-3.095	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.095</i>)		36 MoReg 1279		
10 CSR 26-3.096	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.096</i>)		36 MoReg 1280		
10 CSR 26-3.097	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.097</i>)		36 MoReg 1283		
10 CSR 26-3.098	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.098</i>)		36 MoReg 1286		
10 CSR 26-3.099	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.099</i>)		36 MoReg 1289		
10 CSR 26-3.101	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.101</i>)		36 MoReg 1291		
10 CSR 26-3.102	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.102</i>)		36 MoReg 1291		
10 CSR 26-3.103	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.103</i>)		36 MoReg 1292		
10 CSR 26-3.104	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.104</i>)		36 MoReg 1297		
10 CSR 26-3.105	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.105</i>)		36 MoReg 1297		
10 CSR 26-3.106	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.106</i>)		36 MoReg 1298		
10 CSR 26-3.107	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.107</i>)		36 MoReg 1298		
10 CSR 26-3.108	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.108</i>)		36 MoReg 1301		
10 CSR 26-3.109	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.109</i>)		36 MoReg 1303		
10 CSR 26-3.110	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.110</i>)		36 MoReg 1303		
10 CSR 26-3.111	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.111</i>)		36 MoReg 1304		
10 CSR 26-3.112	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.112</i>)		36 MoReg 1304		
10 CSR 26-3.113	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.113</i>)		36 MoReg 1308		
10 CSR 26-3.114	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.114</i>)		36 MoReg 1311		
10 CSR 26-3.115	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-11.115</i>)		36 MoReg 1318		
10 CSR 26-4.080	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-13.080</i>)		36 MoReg 1320		
10 CSR 26-5.010	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-15.010</i>)		36 MoReg 1320		
10 CSR 26-5.020	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-15.020</i>)		36 MoReg 1321		
10 CSR 26-5.030	Petroleum and Hazardous Substance Storage Tanks (<i>Changed from 10 CSR 20-15.030</i>)		36 MoReg 1321		
10 CSR 40-5.010	Land Reclamation Commission		36 MoReg 1820		
10 CSR 40-5.020	Land Reclamation Commission		36 MoReg 1826		

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11 CSR 10-11	Adjutant General				36 MoReg 1196 36 MoReg 1485 36 MoReg 1765
11 CSR 45-4.020	Missouri Gaming Commission		36 MoReg 1175		
11 CSR 45-4.030	Missouri Gaming Commission		36 MoReg 988	36 MoReg 2004	
11 CSR 45-4.200	Missouri Gaming Commission		36 MoReg 1175		
11 CSR 45-4.500	Missouri Gaming Commission (<i>Changed to 11 CSR 45-5.400</i>)		36 MoReg 1176		
11 CSR 45-4.510	Missouri Gaming Commission		36 MoReg 1176R		
11 CSR 45-4.520	Missouri Gaming Commission		36 MoReg 1176R		
11 CSR 45-4.530	Missouri Gaming Commission (<i>Changed to 11 CSR 45-5.410</i>)		36 MoReg 1177		
11 CSR 45-4.540	Missouri Gaming Commission (<i>Changed to 11 CSR 45-5.420</i>)		36 MoReg 1177		
11 CSR 45-5.192	Missouri Gaming Commission		36 MoReg 1178		
11 CSR 45-5.194	Missouri Gaming Commission		36 MoReg 1615		
11 CSR 45-5.200	Missouri Gaming Commission		36 MoReg 1995		
11 CSR 45-5.400	Missouri Gaming Commission (<i>Changed from 11 CSR 45-4.500</i>)		36 MoReg 1176		

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11 CSR 45-5.410	Missouri Gaming Commission (<i>Changed from 11 CSR 45-4.530</i>)		36 MoReg 1177		
11 CSR 45-5.420	Missouri Gaming Commission (<i>Changed from 11 CSR 45-4.540</i>)		36 MoReg 1177		
11 CSR 45-10.020	Missouri Gaming Commission		36 MoReg 988	36 MoReg 2004	
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12 CSR 10-3.894	Director of Revenue		36 MoReg 1995R		
12 CSR 10-4.628	Director of Revenue		36 MoReg 1995R		
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13 CSR 35-32.020	Children's Division		36 MoReg 989	36 MoReg 2004	
13 CSR 35-32.030	Children's Division		36 MoReg 994	36 MoReg 2012	
13 CSR 70-3.210	MO HealthNet Division		36 MoReg 1828		
13 CSR 70-3.220	MO HealthNet Division		36 MoReg 1829		
13 CSR 70-10.016	MO HealthNet Division		36 MoReg 1832		
13 CSR 70-10.110	MO HealthNet Division		36 MoReg 1835		
13 CSR 70-15.010	MO HealthNet Division	36 MoReg 1575	36 MoReg 1616		
13 CSR 70-15.110	MO HealthNet Division		36 MoReg 1840		
13 CSR 70-15.160	MO HealthNet Division		36 MoReg 1843		
13 CSR 70-15.220	MO HealthNet Division	36 MoReg 1577	36 MoReg 1620		
13 CSR 70-15.230	MO HealthNet Division	36 MoReg 1580	36 MoReg 1624		
13 CSR 70-20.320	MO HealthNet Division	35 MoReg 1072	35 MoReg 1114		
13 CSR 70-26.010	MO HealthNet Division		36 MoReg 1846		
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15 CSR 40-3.010	State Auditor		36 MoReg 1178	36 MoReg 1938	
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16 CSR 10-6.040	The Public School Retirement System of Missouri		36 MoReg 1853		
16 CSR 10-6.045	The Public School Retirement System of Missouri		36 MoReg 1853		
16 CSR 20-2.110	Missouri Local Government Employees' Retirement System (LAGERS)		36 MoReg 1179	36 MoReg 1938	
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19 CSR 10-10	Office of the Director				36 MoReg 1700
19 CSR 30-1	Division of Regulation and Licensure				36 MoReg 1702
19 CSR 30-1.015	Division of Regulation and Licensure		36 MoReg 1451		
19 CSR 30-1.017	Division of Regulation and Licensure		36 MoReg 1455		
19 CSR 30-1.019	Division of Regulation and Licensure		36 MoReg 1463		
19 CSR 30-1.023	Division of Regulation and Licensure		36 MoReg 1463		
19 CSR 30-1.066	Division of Regulation and Licensure		36 MoReg 1464		
19 CSR 30-20	Division of Regulation and Licensure				36 MoReg 1704
19 CSR 30-20.097	Division of Regulation and Licensure		36 MoReg 1464		
19 CSR 30-61.090	Division of Regulation and Licensure		36 MoReg 1469	This Issue	
19 CSR 30-61.125	Division of Regulation and Licensure		36 MoReg 1470	This Issue	
19 CSR 30-62.090	Division of Regulation and Licensure		36 MoReg 1473	This Issue	
19 CSR 30-62.122	Division of Regulation and Licensure		36 MoReg 1474	This Issue	
19 CSR 60-50	Missouri Health Facilities Review Committee				This Issue This Issue
19 CSR 73	Missouri Board of Nursing Home Administrators				36 MoReg 1707
19 CSR 73-1.010	Missouri Board of Nursing Home Administrators		36 MoReg 1520 36 MoReg 1626		
19 CSR 73-2.010	Missouri Board of Nursing Home Administrators	36 MoReg 1515	36 MoReg 1520 36 MoReg 1626		
19 CSR 73-2.015	Missouri Board of Nursing Home Administrators		36 MoReg 1521 36 MoReg 1627		
19 CSR 73-2.020	Missouri Board of Nursing Home Administrators	36 MoReg 1516	36 MoReg 1524 36 MoReg 1629		
19 CSR 73-2.022	Missouri Board of Nursing Home Administrators	36 MoReg 1517	36 MoReg 1526 36 MoReg 1631		
19 CSR 73-2.025	Missouri Board of Nursing Home Administrators	36 MoReg 1518	36 MoReg 1528 36 MoReg 1633		
19 CSR 73-2.031	Missouri Board of Nursing Home Administrators		36 MoReg 1530 36 MoReg 1635		
19 CSR 73-2.050	Missouri Board of Nursing Home Administrators		36 MoReg 1530 36 MoReg 1635		

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19 CSR 73-2.051	Missouri Board of Nursing Home Administrators		36 MoReg 1534 36 MoReg 1639		
19 CSR 73-2.053	Missouri Board of Nursing Home Administrators		36 MoReg 1534 36 MoReg 1639		
19 CSR 73-2.055	Missouri Board of Nursing Home Administrators		36 MoReg 1537 36 MoReg 1642		
19 CSR 73-2.070	Missouri Board of Nursing Home Administrators	36 MoReg 1519	36 MoReg 1539 36 MoReg 1644		
19 CSR 73-2.080	Missouri Board of Nursing Home Administrators		36 MoReg 1541 36 MoReg 1646		
19 CSR 73-2.085	Missouri Board of Nursing Home Administrators		36 MoReg 1541 36 MoReg 1646		
19 CSR 73-2.120	Missouri Board of Nursing Home Administrators		36 MoReg 1542 36 MoReg 1647		
19 CSR 73-2.130	Missouri Board of Nursing Home Administrators		36 MoReg 1542 36 MoReg 1647		
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20 CSR	Construction Claims Binding Arbitration Cap				35 MoReg 654 36 MoReg 192
20 CSR	Sovereign Immunity Limits				35 MoReg 318
20 CSR	State Legal Expense Fund Cap				35 MoReg 654 36 MoReg 192
20 CSR 100-1.060	Insurer Conduct		36 MoReg 1345R	36 MoReg 2021R	
20 CSR 2010-2.160	Missouri State Board of Accountancy	36 MoReg 1795	36 MoReg 1855		
20 CSR 2015-1.030	Acupuncturist Advisory Committee	36 MoReg 1173	36 MoReg 1179	36 MoReg 1939	
20 CSR 2095-1.020	Committee for Professional Counselors	36 MoReg 1173	36 MoReg 1182	36 MoReg 1939	
20 CSR 2245-1.010	Real Estate Appraisers		36 MoReg 1752		
20 CSR 2245-3.010	Real Estate Appraisers		36 MoReg 1752		
20 CSR 2245-4.025	Real Estate Appraisers		36 MoReg 1753		
20 CSR 2245-6.015	Real Estate Appraisers		36 MoReg 1755		
20 CSR 2245-6.040	Real Estate Appraisers		36 MoReg 1756		
20 CSR 2245-8.010	Real Estate Appraisers		36 MoReg 1756		
20 CSR 2245-8.030	Real Estate Appraisers		36 MoReg 1756		

Agency	Publication	Effective	Expiration
Department of Agriculture			
Animal Health			
2 CSR 30-9.010	Animal Care Facilities Definitions . . . . .	.36 MoReg 1885	July 21, 2011Feb. 23, 2012
2 CSR 30-9.020	Animal Care Facility Rules Governing Licensing, Fees, Reports, Record Keeping, Veterinary Care, Identification, and Holding Period . . . . .	.36 MoReg 1887	July 21, 2011Feb. 23, 2012
2 CSR 30-9.030	Animal Care Facilities Minimum Standards of Operation and Transportation . . . . .	.36 MoReg 1889	July 21, 2011Feb. 23, 2012
Plant Industries			
2 CSR 70-45.005	Noxious Weed List . . . . .	.Next Issue	Aug. 28, 2011Feb. 23, 2012
Department of Natural Resources			
Clean Water Commission			
10 CSR 20-6.010	Construction and Operating Permits . . . . .	.36 MoReg 1892	Oct. 31, 2011April 27, 2012
Department of Social Services			
MO HealthNet Division			
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology . . . . .	.36 MoReg 1575	June 1, 2011Nov. 28, 2011
13 CSR 70-15.220	Disproportionate Share Hospital Payments . . . . .	.36 MoReg 1577	June 1, 2011Nov. 28, 2011
13 CSR 70-15.230	Supplemental Upper Payment Limit Methodology . . . . .	.36 MoReg 1580	July 1, 2011Dec. 28, 2011
Department of Health and Senior Services			
Missouri Board of Nursing Home Administrators			
19 CSR 73-2.010	Definitions . . . . .	.36 MoReg 1515	May 15, 2011Feb. 23, 2012
19 CSR 73-2.020	Procedures and Requirements for Licensure of Nursing Home Administrators . . . . .	.36 MoReg 1516	May 15, 2011Feb. 23, 2012
19 CSR 73-2.022	Procedures and Requirements for Licensure of Residential Care and Assisted Living Administrators . . . . .	.36 MoReg 1517	May 15, 2011Feb. 23, 2012
19 CSR 73-2.025	Licensure by Reciprocity . . . . .	.36 MoReg 1518	May 15, 2011Feb. 23, 2012
19 CSR 73-2.070	Examination . . . . .	.36 MoReg 1519	May 15, 2011Feb. 23, 2012
Department of Insurance, Financial Institutions and Professional Registration			
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20 CSR 2010-2.160	Fees36 MoReg 1795	July 10, 2011Feb. 23, 2012
Advisory Committee			
20 CSR 2015-1.030	Fees . . . . .	.36 MoReg 1173	April 11, 2011Jan. 18, 2012
Committee for Professional Counselors			
20 CSR 2095-1.020	Fees . . . . .	.36 MoReg 1173	April 11, 2011Jan. 18, 2012
State Board of Pharmacy			
20 CSR 2220-2.675	Standards of Operation/Licensure for Class L Veterinary Pharmacies . . . . .	.Next Issue	Sept. 8, 2011March 5, 2012

Executive Orders

Executive Orders	Subject Matter	Filed Date	Publication
	2011		
11-22	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies	July 26, 2011	36 MoReg 1979
11-21	Authorizes the Joplin Public School system to immediately begin to retrofit, equip, and furnish various buildings to house students during the 2011-2012 school year without requiring advertisements for bids	June 17, 2011	36 MoReg 1800
11-20	Extends certain terms of Executive Order 11-12 to help Missouri citizens impacted by the Joplin tornado of April 22, 2011	June 17, 2011	36 MoReg 1798
11-19	Extends certain terms of Executive Orders 11-06, 11-07, 11-08, 11-10, 11-11, 11-13, 11-14, 11-15, 11-16, and 11-18 until September 15, 2011	June 17, 2011	36 MoReg 1796
11-18	Activates the state militia in response to flooding events occurring and threatening along the Missouri River	June 8, 2011	36 MoReg 1739
11-17	Establishes the State of Missouri Resource, Recovery & Rebuilding Center in the City of Joplin in response to a tornado that struck there on May 22, 2011	June 7, 2011	36 MoReg 1737
11-16	Authorizes the Joplin Public Schools to immediately begin to retrofit and furnish warehouse and retail structures to house district programs displaced by the tornado and severe storms on May 22, 2011, without requiring advertisements for bids	June 3, 2011	36 MoReg 1735
11-15	Authorizes the Joplin Public School system to immediately rebuild, restore, and/or renovate Emerson Elementary, Kelsey Norman Elementary, Old South Middle School, and Washington Education Center without requiring advertisement for bids	June 1, 2011	36 MoReg 1594
11-14	Activates the state militia in response to a tornado that hit the City of Joplin on May 22, 2011	May 26, 2011	36 MoReg 1592
11-13	Authorizes the Joplin Public Schools system to immediately begin rebuilding and replacing the materials for three of its buildings that were destroyed in a tornado that struck on May 22, 2011, without requiring advertisement for bids	May 26, 2011	36 MoReg 1590
11-12	Orders the director of the Department of Insurance, Financial Institutions and Professional Registration to temporarily waive, suspend, and/or modify any statute or regulation under his purview in order to best serve the interests of those citizens affected by the tornado that hit the city of Joplin on May 22, 2011	May 26, 2011	36 MoReg 1587
11-11	Orders the director of revenue to issue duplicate or replacement license, nondriver license, certificate of motor vehicle ownership, number plate, or tabs lost or destroyed as a result of the tornado that hit the city of Joplin and to waive all state fees and charges for such duplicate or replacement	May 26, 2011	36 MoReg 1585
11-10	Orders the Missouri Department of Health and Senior Services and the State Board of Pharmacy to temporarily waive certain rules and regulations to allow medical practitioners and pharmacists responding to the tornado and severe storms in Joplin to best serve the interests of public health and safety	May 24, 2011	36 MoReg 1583
11-09	Extends Executive Orders 11-06, 11-07, and 11-08 through June 20, 2011	May 20, 2011	36 MoReg 1581
11-08	Activates the state militia in response to severe weather that began on April 22	April 25, 2011	36 MoReg 1449
11-07	Gives the director of the Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe weather that began on April 22	April 25, 2011	36 MoReg 1447
11-06	Declares a state of emergency for the state of Missouri and activates the Missouri State Emergency Operations Plan due to severe weather that began on April 22	April 22, 2011	36 MoReg 1445
11-05	Orders the Missouri Department of Transportation to assist local jurisdictions in counties that: 1) received record snowfalls; and 2) continuing snow clearance exceeds their capabilities	Feb. 4, 2011	36 MoReg 883
11-04	Activates the state militia in response to severe weather that began on January 31, 2011	Jan. 31, 2011	36 MoReg 881
11-03	Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated	Jan. 31, 2011	36 MoReg 879
11-02	Extends the declaration of emergency contained in Executive Order 10-27 and the terms of Executive Order 11-01 through February 28, 2011	Jan. 28, 2011	36 MoReg 877

Executive Orders	Subject Matter	Filed Date	Publication
11-01	Gives the Director of the Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe winter weather that began on December 30	Jan. 4, 2011	36 MoReg 705
2010			
10-27	Declares a state of emergency and directs the Missouri State Emergency Operations Plan be activated due to severe weather that began on December 30	Dec. 31, 2010	36 MoReg 446
Emergency Declaration	Proclaims an emergency declaration concerning the damage and structural integrity of the State Route A bridge over the Weldon Fork of the Thompson River	Sept. 28, 2010	35 MoReg 1531
10-26	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies	Sept. 24, 2010	35 MoReg 1529
10-25	Extends the declaration of emergency contained in Executive Order 10-22 for the purpose of protecting the safety and welfare of our fellow Missourians	July 20, 2010	35 MoReg 1244
10-24	Creates the Code of Fair Practices for the Executive Branch of State Government and supersedes paragraph one of Executive Order 05-30	July 9, 2010	35 MoReg 1167
Emergency Declaration	Proclaims that an emergency exists concerning the damage and structural integrity of the U.S. Route 24 bridge over the Grand River	July 2, 2010	35 MoReg 1165
10-23	Activates the state militia in response to severe weather that began on June 12	June 23, 2010	35 MoReg 1078
10-22	Declares a state of emergency and directs the Missouri State Emergency Operations Plan be activated due to severe weather that began on June 12	June 21, 2010	35 MoReg 1076
10-21	Activates the Missouri State Emergency Operations Center	June 15, 2010	35 MoReg 1018
10-20	Establishes the Missouri Civil War Sesquicentennial Commission	April 2, 2010	35 MoReg 754
10-19	Amends Executive Order 09-17 to give the commissioner of the Office of Administration supervisory authority over the Transform Missouri Project	March 2, 2010	35 MoReg 637
10-18	Establishes the Children in Nature Challenge to challenge Missouri communities to take action to enhance children's education about nature, and to increase children's opportunities to personally experience nature and the outdoors	Feb. 26, 2010	35 MoReg 573
10-17	Establishes a Missouri Emancipation Day Commission to promote, consider, and recommend appropriate activities for the annual recognition and celebration of Emancipation Day	Feb. 2, 2010	35 MoReg 525
10-16	Transfers the scholarship portion of the A+ Schools Program from the Missouri Department of Elementary and Secondary Education to the Missouri Department of Higher Education	Jan. 29, 2010	35 MoReg 447
10-15	Transfers the Breath Alcohol Program from the Missouri Department of Transportation to the Missouri Department of Health and Senior Services	Jan. 29, 2010	35 MoReg 445
10-14	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies	Jan. 29, 2010	35 MoReg 443
10-13	Directs the Department of Social Services to disband the Missouri Task Force on Youth Aging Out of Foster Care	Jan. 15, 2010	35 MoReg 364
10-12	Rescinds Executive Orders 98-14, 95-21, 95-17, and 94-19 and terminates the Governor's Commission on Driving While Intoxicated and Impaired Driving	Jan. 15, 2010	35 MoReg 363
10-11	Rescinds Executive Order 05-41 and terminates the Governor's Advisory Council for Veterans Affairs and assigns its duties to the Missouri Veterans Commission	Jan. 15, 2010	35 MoReg 362
10-10	Rescinds Executive Order 01-08 and terminates the Personal Independence Commission and assigns its duties to the Governor's Council on Disability	Jan. 15, 2010	35 MoReg 361
10-09	Rescinds Executive Orders 95-10, 96-11, and 98-13 and terminates the Governor's Council on AIDS and transfers their duties to the Statewide HIV/STD Prevention Community Planning Group within the Department of Health and Senior Services	Jan. 15, 2010	35 MoReg 360
10-08	Rescinds Executive Order 04-07 and terminates the Missouri Commission on Patient Safety	Jan. 15, 2010	35 MoReg 358
10-07	Rescinds Executive Order 01-16 and terminates the Missouri Commission on Intergovernmental Cooperation	Jan. 15, 2010	35 MoReg 357
10-06	Rescinds Executive Order 05-13 and terminates the Governor's Advisory Council on Plant Biotechnology and assigns its duties to the Missouri Technology Corporation	Jan. 15, 2010	35 MoReg 356
10-05	Rescinds Executive Order 95-28 and terminates the Missouri Board of Geographic Names	Jan. 15, 2010	35 MoReg 355

**Executive
Orders**

	Subject Matter	Filed Date	Publication
10-04	Rescinds Executive Order 03-10 and terminates the Missouri Energy Policy Council	Jan. 15, 2010	35 MoReg 354
10-03	Rescinds Executive Order 03-01 and terminates the Missouri Lewis and Clark Bicentennial Commission	Jan. 15, 2010	35 MoReg 353
10-02	Rescinds Executive Order 07-29 and terminates the Governor's Advisory Council on Aging and assigns its duties to the State Board of Senior Services	Jan. 15, 2010	35 MoReg 352
10-01	Rescinds Executive Order 01-15 and terminates the Missouri Commission on Total Compensation	Jan. 15, 2010	35 MoReg 351

The rule number and the MoReg publication date follow each entry to this index.

ACCOUNTANCY, MISSOURI STATE BOARD OF
fees; 20 CSR 2010-2.160; 8/1/11

ACUPUNCTURIST ADVISORY COMMITTEE
fees; 20 CSR 2015-1.030; 5/2/11, 8/15/11

ADMINISTRATION, OFFICE OF
equal opportunity, office of
 definitions; 1 CSR 10-17.010; 7/1/11
 minority and women's business enterprise participation in procurement process; 1 CSR 10-17.050; 7/1/11
 minority/women business enterprise certification; 1 CSR 10-17.040; 7/1/11
facilities management, design and construction, division of
 drug & alcohol testing program requirements; 1 CSR 30-7.010; 7/1/11
 minority/women business enterprise and service disabled veteran business enterprise participation in state construction contracts; 1 CSR 30-5.010; 7/1/11
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authorizes the Joplin Public School system to immediately begin to retrofit, equip and furnish various buildings to house students during the 2011-2012 school year without requiring advertisements for bids; 11-21; 8/1/11
authorizes the Joplin Public School system to immediately begin to retrofit and furnish warehouse and retail structures to house district programs displaced by the tornado and severe storms on May 22, 2011, without requiring advertisements for bids; 11-16; 7/15/11
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